



09-12-05

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**REQUEST FOR URGENT ACKNOWLEDGEMENT
OF AMENDMENT NEVER RECEIVED OR PROCESSED TO PREVENT
ABANDONMENT**

Application Number 10/801,520

Confirmation No: 3209

Art Unit: 1654: Examiner Michele Flood

Applicant: Elizabeth Mazzio and Karam Soliman

Response to Notice of Non-Compliant Amendment 37 CFR 1.121

Title: A topical treatment for dyshidrosis (pompholyx) and dry skin disorders

Contact Phone (850) 681-2143 / (850) 599-3304

Contact Email : elizabethmazzio@yahoo.com

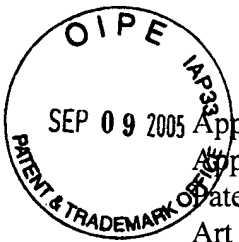
Dear UPSTO,

The compliant amendment to the last office action was sent out on April 4, 2005. Attached is a copy of the response and the mailing receipts. We are asking that in lieu of the 1st amendment which was not entered, that you enter the all encompassing enclosed amendment as being timely filed.

Statement by Applicant

To the best of my knowledge and unless I made some major mistake in documenting files, I received the attached office action (notice of non-complaint amendment) on 3-18-2005. I originated a document to reply to this office action on 4-4-2005 in order to meet the 1 month deadline. The reply was sent out in the mail on 4-5-2005 addressed to the Commissioner of Patents, PO Box 1450, Alexandria , VA 22313 - 1450. Since I had time to spare in meeting the deadline, I opted not to send the document Express Mail. From my records, I have a USPS certified mail receipt (# 7003 1010 0004 3187 5208 receipt -attached) with a mail date of 4-5-2005 which was documented as being delivered on April 11, 2005 and signed for by W Cougal at the USPTO in Alexandria VA (see attached receipt). The cover sheet indicated both the Art Unit 1654 and application control number as being correct. The attached document is a true copy of the response to the non-compliant amendment. Since I had not heard back from the USPTO regarding this application for quite some time, on September 6, 2005 I checked on PAIR. There was no indication of the non-compliant amendment documented in the file history. I immediately called the Art Unit to find out if the article was received, and to the knowledge of the gentleman I spoke with, he said no. I do not want this application to go abandoned by any means, which may do so on September 18, 2005. Please call immediately if you have any questions, or there are any outstanding fees and we will fax in the credit card authorization form immediately. I can be reached at 1-850-681-2143 or 1-850-599-3304 with any questions, or email: elizabethmazzio@yahoo.com . Thank you so much for your help, and this should not happen in the future as I will be diligent to use Express Mail whenever possible.

Sincerely, Elizabeth Mazzio E. Mazzio Date: 9-9-2005



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Patent Examiner: Michele Flood

Art Unit 1654

Contact: e-Mail: elizabethmazzio@yahoo.com, Phone: 1-(850)-681-2143; 1-(850)-599-3304

Address: 982 West Brevard St, D#22, Tallahassee, Florida 32304.

SUPPLEMENTAL to 1st AMENDMENT (37 CFR 1.121)

Dear UPSTO,

In response to the office action of 3/18/2005, this is a supplemental amendment of the non-compliant amendment [that was not received]-please amend the application as follows:

Amendment to the Specification [None]

* Amendment to the Original Claims: begins on page 2 of this paper.

* We are requesting that you consider this claim revision, in order to avoid confusion.

Amendment to the Claims as of the 1st Amendment: begins on page A of this paper.

Amendment to the Drawings [None]


APPENDIX

Remarks / Arguments: begins on page 10 of this paper.

The attached document indicates the subsequent and most current changes in the claims and includes both marked up and clean copies. Thank you kindly for your consideration.

Signatures:

Elizabeth Mazzio  Date 9/9/05

Karam Soliman  Date 9/9/05